

REMARKS

In the Office Action mailed June 9, 2009, the Office noted that claims 1-20 were pending and rejected claims 1-3, the remaining claims either being cancelled or withdrawn. Claims 1, 3, 11 and 12 have been amended, claim 2 has been canceled, claims 21-23 are new, and, thus, in view of the foregoing, claims 1, 3, 4, 7-13 and 18-23 remain pending for reconsideration which is requested. No new matter has been added. The Office's rejections are traversed below.

REJECTIONS under 35 U.S.C. § 112

Claims 1-3 stand rejected under 35 U.S.C. § 112, first paragraph, as failing to comply with the enablement requirement. The Office asserts that "a separation region arranged between said first linear body and said second linear body," as in claim 1 is not adequately taught.

However, ¶ 0229 of the printed publication version of the Specification states

Unlike a case of formation of a conventional complementary MISFET on a planar substrate, it is possible upon production of a complementary MISFET of the present invention **to attain insulative separation** of an N-type MISFET and a P-type MISFET from each other by a relatively simple process such as **formation of an insulating film on a surface of a linear body, filling of an insulating material into between separated linear bodies**, or the like thereby eliminating the necessity of expensive materials.

Thus, one of ordinary skill in the art would understand that "a separation region arranged between said first linear body

and said second linear body," is taught.

Claim 3 stands rejected under 35 U.S.C. § 112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which the applicant regards as the invention. In particular, the Office asserts that "and/or" in claim 3 is indefinite.

The Applicants have amended the claim to overcome the rejection. The Applicants submit that no new matter is added by the amendment of the claim.

Withdrawal of the rejections is respectfully requested.

REJECTIONS under 35 U.S.C. § 102

Claims 1 and 2 stand rejected under 35 U.S.C. § 102(b) as being anticipated by Takeuchi, U.S. Patent No. 5,970,351. The Applicants respectfully disagree and traverse the rejection with an argument.

The Applicants have amended claim 1 to include the features of claim 2.

On page 3 of the Office Action, it is stated that Takeuchi, Fig. 11 (a-c), elements 1A and 1B disclose "a first linear body including an N-type MISFET; a second linear body including a P-type MISFET," as in claim 1.

However, Fig. 11(c) of Takeuchi fails to disclose a MISFET comprised of linear bodies. A careful review of the entire reference shows that there is no discussion of linear

bodies.

As Takeuchi fails to disclose linear bodies, it further fails to disclose "a separation region arranged between said first linear body and said second linear body, wherein each cross section having plural regions for forming said MISFET is continuously or intermittently formed in the longitudinal direction," as in amended claim 1.

REJECTIONS under 35 U.S.C. § 103

Claim 3 stands rejected under 35 U.S.C. § 103(a) as being obvious over Takeuchi. The Applicants respectfully disagree and traverse the rejection with an argument.

Takeuchi fails to disclose "at least one of said linear bodies and said separation region is formed of a material made of an organic semiconductor or electroconductive polymer," as in claim 3.

Further, it is respectfully submitted that it was not an obvious design choice to use a material made of an organic semiconductor or electroconductive polymer.

Withdrawal of the rejection is respectfully requested.

NEW CLAIM

Claims 21-23 are new. Support for claims 21-23 may be found, for example, in ¶ 0229 of the printed publication version of the Specification. The Applicants respectfully submit that no

new matter is believed to have been added by the addition of claims 21-23. The prior art of record fails to disclose the separation region is constituted from an insulating material formed between the plural linear bodies; the insulating material is formed between the plural linear bodies by coating or vapor depositing; and the insulating material is constituted from an insulating film formed on a surface of the linear body.

SUMMARY

It is submitted that the claims satisfy the requirements of 35 U.S.C. §§ 112, 102 and 103. It is also submitted that claims 1, 3, 4, 7-13 and 18-23 continue to be allowable. It is further submitted that the claims are not taught, disclosed or suggested by the prior art. The claims are therefore in a condition suitable for allowance. An early Notice of Allowance is requested.

The Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 25-0120 for any additional fees required under 37 C.F.R. § 1.16 or under 37 C.F.R. § 1.17.

Respectfully submitted,

YOUNG & THOMPSON

/James J. Livingston, Jr./  
James J. Livingston, Jr.  
Reg. No. 55,394  
209 Madison St, Suite 500  
Alexandria, VA 22314  
Telephone (703) 521-2297  
Telefax (703) 685-0573  
(703) 979-4709

JJL/lrs